STATE OF NORTH DAKOTA

BEFORE THE INSURANCE COMMISSIONER

In the Matter of	)	
	)	
Patricia Lee Locken,	)	**CONSENT ORDER**
NPN 16996505,	)	
	)	**CASE NO. AG-16-650**
Respondent.	)	

TO: Patricia Lee Locken, 3661 Palomino Drive North, Mandan, ND 58554

Insurance Commissioner Adam Hamm ("Commissioner") has determined as follows:

1. As a result of information obtained by the North Dakota Insurance Department ("Department") regarding the conduct of Patricia Lee Locken, NPN 16996505 ("Respondent"), an individual who held a North Dakota resident insurance producer license at all times relevant to this proceeding, the Commissioner has begun administrative proceedings regarding Respondent's conduct as alleged below and regarding the imposition of a civil penalty or any other action the Commissioner deems necessary. Respondent's conduct is alleged to be in violation of N.D.C.C. §§ 26.1-26-15 and 26.1-26-42.

2. N.D.C.C. § 26.1-26-15 states, in relevant part:

> **26.1-26-15. License requirement – Character.** An applicant for any license under this chapter must be deemed by the Commissioner to be competent, trustworthy, financially responsible, and of good personal and business reputation.

3. N.D.C.C. § 26.1-26-42 states, in relevant part:

> The commissioner may suspend, revoke, place on probation, or refuse to continue or refuse to issue any license issued under this chapter if, after notice to the licensee and hearing, the commissioner finds as to the licensee any of the following conditions:
>
> ...
>
> 6. In the conduct of affairs under the license, the licensee has used fraudulent, coercive or dishonest practices, or has shown oneself to be incompetent, untrustworthy, or financially irresponsible.

4. The Commissioner has come into information that Respondent has in the conduct of affairs under her license used fraudulent, coercive, or dishonest practices in her actions on or about April 29, 2014, through on or about April 30, 2014, by fraudulently signing a customer's name to delivery acknowledgements for life insurance policies and subsequently presenting these fraudulent signed delivery acknowledgements to an insurance company.

5. Respondent's actions in Paragraph 4 above constitute violations of N.D.C.C. §§ 26.1-26-15 and 26.1-26-42 and are grounds for revocation of Respondent's individual insurance producer license.

6. Respondent's actions in violation of N.D.C.C. §§ 26.1-26-15 and 26.1-26-42 are grounds for imposition of a civil penalty pursuant to N.D.C.C. § 26.1-26-50, which states in relevant part:

> **26.1-26-50. Civil penalty for violation of chapter.**
> In addition to or in lieu of any applicable denial, suspension, or revocation of a license, any person violating this chapter may, after hearing, be subject to a civil fine not to exceed ten thousand dollars for each violation.

7. Respondent acknowledges that at the time of signing the Consent to Entry of Order, she was aware of or had been advised of her rights to a hearing in this matter, to consult an attorney, to present argument to the Commissioner, to appeal from any adverse determination after a hearing, and Respondent expressly waives those rights.

8. Respondent has agreed to informal disposition of this matter, without a hearing, as provided under N.D.C.C. § 28-32-22.

9. There are no covenants, promises, undertakings, or understanding other than as specifically set forth in this Order.

10. Respondent consents to the Commissioner's continuing jurisdiction over her regarding any issues which may subsequently arise related to Respondent's activities.

11. For purposes of resolving this matter, without further administrative proceedings, Respondent and the Commissioner have agreed to enter into the following order.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. Respondent agrees to issuance by the Commissioner of a conditional license for a period of three years.

2. Respondent agrees to pay a fine in the amount of $2,500 payable by money order, cashier's check, or credit card to the North Dakota Insurance Department within 30 business days of the effective date of this Order.

3. The Department may, during the three-year conditional license period, revoke, suspend, or take such further action as may be deemed necessary against Respondent's insurance license without notice of hearing or the issuance of a complaint

if the Department receives a complaint from any source against the Respondent and after investigation of the merits of said complaint, notifies the Respondent that she has, in the Commissioner's opinion, violated the laws of the State of North Dakota. Respondent further agrees that any action taken against her license or in furtherance of this action is not appealable.

4. The use of this Consent Order for competitive purposes by an insurance agent or agency holding a license in the State of North Dakota, or by any company holding a Certificate of Authority, or by anyone on their behalf, may be deemed unfair competition and be grounds for suspension or revocation of said license or authority.

DATED at Bismarck, North Dakota, this 13th day of July, 2016.

Adam Hamm
Insurance Commissioner
State of North Dakota

CONSENT TO ENTRY OF ORDER

The undersigned, **Patricia Lee Locken,** states that she has read the foregoing Consent Order, that she knows and fully understands its contents and effect; that she has been advised of her right to a hearing in this matter, her right to be represented by legal counsel, her right to present evidence and arguments to the Commissioner, and her right to appeal from an adverse determination after hearing; and that by the signing of this Consent to Entry of Order she knowingly and voluntarily waives those rights in their entirety, and consents to entry of this Order by the Commissioner. It is further expressly understood that this Order constitutes the entire settlement agreement

between the parties, there being no other promises or agreements, either expressed or implied.

DATED this 12th day of July, 2016.

Patricia Lee Locken

Patricia Lee Locken

Subscribed and sworn to before me

this 12 day of July, 2016.

Nancy Brady

Notary Public

State of North Dakota

County of Burleigh

My commission expires:

NANCY BRADY
Notary Public
State of North Dakota
My Commission Expires Aug. 29, 2021